Application No. 10/008,732                                      Atty. Docket No. 42390.P12567
Amendment dated August 9, 2005                                   Examiner Dang, Thanh Ha T.
Response to Office Action of February 9, 2005                              TC/A.U. 2163

**Remarks**

Applicants respectfully request reconsideration of the present U.S. Patent

application as amended herein. Claims 1 and 21 have been amended. Claims 11-20 and

27-30 have been canceled. No claims have been added. Thus, claims 1-10 and 21-26 are

pending.

CLAIM REJECTIONS – 35 U.S.C. § 101

Claims 1-10, 21-30 were rejected as directed to non-statutory subject matter.

Claims 27-30 have been canceled. Therefore, the rejection of claims 27-30 is moot.

Claims 1 and 21 have been amended to include manipulation of a memory device, which

is a physical device. Claims 2-10 depend from claim 1 and claims 22-26 depend from

claim 21. Accordingly, Applicants submit that claims 1-10 and 21-26 are directed to

statutory subject matter.

CLAIM REJECTION – 35 U.S.C. § 102(e)

Claims 1-30 were rejected as being anticipated by U.S. Patent No. 6,584,459

issued to Chang, et al. (*Chang*). Claims 11-20 and 27-30 have been canceled. Therefore,

the rejection of claims 11-20 and 27-30 is moot. For at least the reasons set forth below,

Applicants submit that claims 1-10 and 21-26 are not anticipated by *Chang*.

Claim 1 recites:

> designating tags that specify data semantics to identify tables
> and/or attributes to be used in storing information in a text file using a
> relational database model;
> creating a programming interface that *enables access to the text
> file as a relational database*, the programming interface including a
> procedure call format representing a declarative statement...

-6-

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Thus, Applicants claim designating tags that specify semantics to identify tables and/or attributes. Further, Applicants claim use of a programming interface that includes a procedure call format representing a declarative statement.

*Chang* discloses a XML extension to a relational database. See col. 3, lines 48-51. The extension allows search and retrieval of XML documents through the database. See col. 3, lines 56-58. That is, the XML documents are stored *in* a relational database. See col. 3, lines 62-63. The XML file is not accessed as a relational database as recited in claim 1. Therefore, *Chang* cannot anticipate the invention as claimed in claim 1.

Claims 2-10 depend from claim 1. Because dependent claims include the limitations of the claims from which they depend, Applicants submit that claims 2-10 are not anticipated by *Chang* for at least the reasons set forth above.

Claim 21 recites:

> making information stored in a memory device as a text file comprising tags specifying data semantics corresponding to a relational database model available through a procedure call interface;
> receiving from an application a relational database request using the procedure call interface;
> accessing the memory device in response to the request; and
> returning data from the text file corresponding to the relational database request.

Thus, Applicants claim making data in a text file available as a relational database.

As discussed above, Chang does not disclose accessing a text file as a relational database. Therefore, Chang cannot anticipate the invention as claimed in claim 21.

Claims 22-26 depend from claim 21. Because dependent claims include the limitations of the claims from which they depend, Applicants submit that claims 22-26 are not anticipated by *Chang* for at least the reasons set forth above.

-7-

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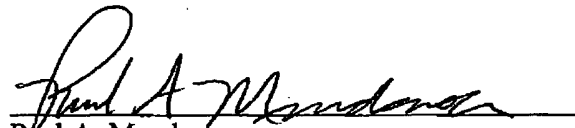Response to Office Action of February 9, 2005                 TC/A.U. 2163

CONCLUSION

The Examiner is respectfully requested to contact the undersigned by telephone if

such contact would further the examination of the present application. Please charge any

shortages and credit any overcharges to our Deposit Account number 02-2666.

                                    Respectfully submitted,
                                    **BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN, LLP**


Date: _Aug 9, 2005_                 _____
                                    Paul A. Mendonsa
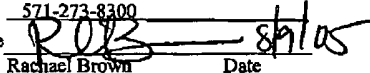                                    Attorney for Applicant
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-8-